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April 1, 2020

The parties' extension request
is GRANTED.
SO ORDERED.

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VIA ECF

The Honorable Loretta A. Preska
United States District Judge
United States District Court
for the Southern District of New York
500 Pearl Street, Room 2220
New York, NY 10007

Dated: New York, NY
Apr. 2, 2020

LORETTA A. PRESKA
Senior U.S. District Judge

Re: M&R Capital Management, Inc. v. The Curchin Group, LLC, Robert C.
Fouratt, CPA and Richard T. Diver;
1:19-cv-04821 (LAP) (SLC)
Joint Letter Requesting Extension of Discovery Deadlines

Your Honor:

We represent defendants The Curchin Group, LLC ("Curchin") and Robert C. Fouratt, CPA ("Fouratt") and collectively with Curchin, the "Curchin Defendants") in the above referenced-matter. We write with the consent of counsel for Plaintiff M&R Capital Management, Inc. to respectfully request that the Court **extend by forty-five (45) days the discovery and other upcoming deadlines under the Case Management Order ("CMO") [ECF # 60].**

As to the most pressing discovery deadline, the CMO requires the parties report to the Court no later than April 2, 2020 whether parties are ready to hold a settlement conference. Given the current health situation with COVID-19, the fact that the parties have not yet finished discovery and that Curchin Defendants have filed a Letter for Pre-Motion Discovery Conference pursuant to Local Civil Rule 37.2 [ECF #62-64] which has not yet been heard, the parties respectfully request that the reporting deadline be extended to **May 18, 2020**, and that all remaining deadlines in the CMO be extend by 45 days as follows:

<u>DISCOVERY ITEM</u>	<u>ORIGINAL CMO DEADLINE</u>	<u>NEW PROPOSED DEADLINE</u>
Parties to report to the Court re possibility of settlement	April 2, 2020	May 18, 2020
Fact discovery to be completed	May 29, 2020	July 13, 2020
Fact witness depositions to be completed	May 29, 2020	July 13, 2020
Plaintiff shall serve its expert report	June 30, 2020	August 14, 2020
Defendant shall serve its rebuttal expert report	July 31, 2020	September 14, 2020

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<u>DISCOVERY ITEM</u>	<u>ORIGINAL CMO DEADLINE</u>	<u>NEW PROPOSED DEADLINE</u>
Expert depositions to be completed	August 31, 2020	October 15, 2020
Parties to be ready for trial	November 2, 2020	December 17, 2020

We thank the Court for its attention to his matter.

Respectfully submitted,

/s/ Marc B. Schlesinger

cc: Joseph E. Gasperetti, Esq.
(Via ECF and Email)

Mr. Richard T. Diver
Defendant *Pro se*
(Via U.S. Mail)